

ORDINANCE NO. 0-30-98

AN ORDINANCE ANNEXING CERTAIN TERRITORY CONSISTING OF A PARCEL OF APPROXIMATELY 23.32 ACRES LOCATED ON HOPEFUL ROAD, HOPEFUL CHURCH ROAD (KY. 842), AND CAYTON ROAD, ADJACENT TO THE CITY LIMITS. (CAYTON DEVELOPMENT, LLC)

WHEREAS, Cayton Development, LLC, a Limited Liability Company, being the owner of record of the hereinafter described territory (the "territory"), has requested that the City of Florence, Kentucky (the "City") annex the territory and, pursuant to K.R.S. 81A.412, the owner has given written consent to such annexation; and

WHEREAS, the City has determined that it is desirable to annex the territory which is contiguous to the boundaries of the City, and

WHEREAS, pursuant to K.R.S. 100.209(1) the City makes the election that after annexation the territory shall remain subject to the same land use restrictions as applied to it prior to annexation until such restrictions are changed in accordance with K.R.S. Chapter 100.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF FLORENCE, KENTUCKY, AS FOLLOWS:

SECTION I

The City finds that the hereinafter described unincorporated territory meets the requirements of K.R.S. 81A.410 and is as follows:

- (a.) Is contiguous to the boundaries of the City, and
- (b.) Is urban in character and suitable for development for urban purposes without unreasonable delay, and
- (c.) Is not included within the boundary of another incorporated city.

SECTION II

That the territory, described in Exhibit "A" and shown on Exhibit "B" each of which is attached hereto and incorporated herein by reference, shall be and the same is hereby annexed to the City of Florence, Kentucky.

SECTION III

The owner of record of the territory has filed with the City written consent to this annexation under K.R.S. 81A.412 and therefore, the following do not apply to this annexation: (a) the notification ordinance required by K.R.S. 81A. 420(1); (b) the notice requirement of K.R.S. 81A.425; and (c) the waiting period of K.R.S. 81A.420(2).

SECTION IV

Pursuant to K.R.S. 100.209(1) the territory shall, after annexation, remain subject to the same land use restrictions as applied to it prior to annexation, until those restrictions are changed in accordance with K.R.S. Chapter 100.

SECTION V

This ordinance shall be published in full.  
PASSED AND APPROVED ON FIRST READING THIS 22 DAY OF December, 1998.  
PASSED AND APPROVED ON SECOND READING AND PUBLICATION ORDERED  
THIS 12<sup>th</sup> DAY OF January, 1999.

APPROVED:

Diane E. Whalen  
MAYOR

ATTEST:

Betsy R. Conrad  
CITY CLERK

RECEIVED

JAN 19 1999

SECRETARY OF STATE  
COMMONWEALTH OF KY



**VIOX & VIOX, INC.**

CONSULTING ENGINEERS & SURVEYORS

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JAMES H. VIOX, III P.E.  
KY. REG. NO. 6880  
KY. LAND SURVEYOR NO. 797

WILLIAM R. VIOX, P.E.  
KY. REG. NO. 8209  
KY. LAND SURVEYOR NO. 1781

## DESCRIPTION

### 23.32 ACRE PARCEL TO BE ANNEXED TO THE CITY OF FLORENCE

A parcel of land lying on Hopeful Road, Hopeful Church Road (Ky. 842), and Cayton Road and adjacent to the current City limit of Florence, Boone County, Kentucky and being more particularly described as follows:

BEGINNING at a point in the westerly right-of-way line of Hopeful Road and common corner with Roberta Edrington, Deed Book 412, Page 33, said point also being in the present City limits line of Florence, and running thence:

N 50-13-54 E, a distance of 128.09 feet to a point, thence  
N 43-44-05 E, a distance of 64.91 feet to a point, thence  
N 31-17-29 E, a distance of 51.88 feet to a point, thence  
N 18-26-28 E, a distance of 77.75 feet to a point, thence  
N 15-07-14 E, a distance of 142.19 feet to a point, thence  
N 19-45-25 E, a distance of 76.84 feet to a point, thence  
N 26-50-04 E, a distance of 81.17 feet to a point, thence  
N 34-47-17 E, a distance of 15.83 feet to a point, thence  
N 32-32-53 W, a distance of 114.73 feet to a point, thence  
S 88-17-54 W, a distance of 171.86 feet to a point, thence  
N 6-20-11 E, a distance of 235.01 feet to a point, thence  
N 32-32-53 W, a distance of 51.04 feet to a point, thence  
S 53-09-40 W, a distance of 79.50 feet to a point, thence  
S 72-44-19 W, a distance of 77.79 feet to a point, thence  
S 89-18-13 W, a distance of 200 feet to a point, thence  
N 0-41-51 W, a distance of 287.64 feet to a point, thence  
S 89-53-05 W, a distance of 179.44 feet to a point, thence  
S 0-06-55 E, a distance of 5.00 feet to a point, thence  
S 86-42-29 W, a distance of 169.57 feet to a point, thence  
N 5-35-06 W, a distance of 128.52 feet to a point, thence  
S 72-32-31 W, a distance of 171.25 feet to a point, thence  
S 3-33-30 E, a distance of 439.33 feet to a point, thence  
S 63-58-50 W, a distance of 50.00 feet to a point, thence  
S 11-14-43 E, a distance of 107.70 feet to a point, thence  
S 8-31-06 W, a distance of 276.77 feet to a point, thence  
S 60-32-52 W, a distance of 64.71 feet to a point, thence

S 6-31-41 E, a distance of 413.11 feet to a point, thence  
S 20-21-25 E, a distance of 55.10 feet to a point, thence  
S 60-31-21 E, a distance of 107.10 feet to a point, thence  
N 35-17-07 E, a distance of 326.64 feet to a point, thence  
S 67-15-43 E, a distance of 237.87 feet to a point, thence  
N 22-59-47 E, a distance of 150.00 feet to a point, thence  
S 67-03-53 E, a distance of 288.23 feet to the place of beginning and containing 23.32 acres.

A map showing the above description is attached and made a part hereof.

7/14/98  
HOPEFUL

EXHIBIT "B"